



19 SEP 2005

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In re Application of
BARJOAN, et al.
Application No.: 10/527,127
PCT No.: PCT/IB03/03536
Int. Filing Date: 05 August 2003
Priority Date: 07 August 2002
Atty. Docket No.: 932.1287
For: PROCESS FOR PREPARING
ZOLMITRIPTAN COMPOUNDS

DECISION ON PETITION

UNDER 37 CFR 1.137(b)

The petition to revive under 37 CFR 1.137(b) filed 08 March 2005 in the above-captioned application is hereby **GRANTED** as follows:

Applicant's statement that "The entire delay in failing to furnish to the U.S. Patent & Trademark Office ("PTO") the documents required for entering the national stage and obtain an examination as to the patentability of the invention in the U.S. was unintentional" and the prompt filing of the petition satisfies the requirement of 37 CFR 1.137(b)(3). A review of the application file reveals that applicant has now provided payment of the full, U.S. Basic National Fee. Therefore, the request to revive the application abandoned under 35 U.S.C. 371(d) is granted as to the National stage in the United States of America. Further, a review of the application file reveals that all of the requirements of 35 U.S.C. 371 for entry into the national stage in the United States have been satisfied.

The application has an international filing date of 05 August 2003 under 35 U.S.C. 363 and will be given a date of **08 March 2005** under 35 U.S.C. 371(c)(1), (c)(2) and (c)(4). As authorized, the \$130.00 surcharge for providing an executed oath or declaration of the inventors later than thirty months from the priority date will be charged to Deposit Account No.: 50-0518.

This application is being returned to the United States Designated/Elected Office (DO/EO/US) for treatment in accordance with this decision.

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